

RECEIVED
CENTRAL FAX CENTER

JUN 28 2005

Gauthier & Connors LLPATTORNEYS AT LAW
PATENTS TRADEMARKS AND COPYRIGHTS225 FRANKLIN STREET, SUITE 3300
BOSTON, MASSACHUSETTS 02110TELEPHONE (617) 426-9180
WRITER'S EXT.: 126FAX (617) 426-2275
Email: PStecher@go-law.com**FACSIMILE TRANSMISSION**

TO: Commissioner of Patents. **FROM:** Arlene J. Powers

FAX NO: 703-872-9306 **DATE:** June 28, 2005

RE: U.S. Pat. Appln. Ser. No. 09/913,878
ISOLATION AND CHARACTERIZATION OF A
N. CRASSA SILENCING GENE AND USES THEREOF
Your File: OC/ef/24711
Our File: 6360

NO. OF PAGES TO FOLLOW: 10**REMARKS:**

Enclosed please find the following, which was faxed to the Examiner on June 24, 2005:

Amendment Transmittal (4 pgs.)

Amendment (6 pgs.)

Please let us know whether you require a new transmittal with a new fax number. If you have any questions regarding this matter, please do not hesitate to contact me.

Sincerely,

Arlene J. Powers
Registration No. 35,985
Gauthier & Connors LLP
225 Franklin Street, Suite 3300
Boston, Massachusetts 02110
Telephone: (617) 426-9180
Extension: 110

The documents transmitted by this facsimile are intended for the use of the individual or the entity to which it is addressed and may contain information that is privileged, confidential, and exempt from disclosure under applicable law. If the reader of the message is not the intended recipient, or the employee or agent responsible for delivering this document to the intended recipient, you are hereby notified that any dissemination, distribution, or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone and return the original facsimile to us at the above address via the Postal Service. Thank you.

RECEIVED 6360
CENTRAL FAX CENTER

JUN 28 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Macino et al.

Serial No.: 09/913,878

Group No: 1636

Filed: January 23, 2002

Examiner: Celine X. Qian

For: ISOLATION AND CHARACTERIZATION OF A N. CRASSA
SILENCING GENE AND USES THEREOFMail Stop Amendment
Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.

STATUS

2. Applicant is

___ a small entity - verified statement:

___ attached.

___ already filed.

X other than a small entity.

CERTIFICATE OF TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being facsimile transmitted to the Commissioner of Patents and Trademarks, P.O. Box 1450, Alexandria, VA. 22313-1450 on the date shown below.

Holly C. Kelly
Holly C. Kelly
6-24-05
Date

Page 1 of 4

RECEIVED
CENTRAL FAX CENTER

6360

JUN 28 2005

EXTENSION OF TERM

NOTE: "Extension of Time in Patent Cases (Supplement Amendments)—If a timely and complete response has been filed after a Non-Final Office Action, an extension of time is not required to permit filing and/or entry of an additional amendment after expiration of the shortened statutory period.

If a timely response has been filed after a Final Office Action, an extension of time is required to permit filing and/or entry of a Notice of Appeal or filing and/or entry of an additional amendment after expiration of the shortened statutory period unless the timely-filed response placed the application in condition for allowance. Of course, if a Notice of Appeal has been filed within the shortened statutory period, the period has ceased to run." Notice of December 10, 1985 (1061 O.G. 34-35).

NOTE: See 37 CFR 1.645 for extensions of time in interference proceedings and 37 CFR 1.550(c) for extensions of time in reexamination proceedings.

3. The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply

(complete (a) or (b) as applicable)

(a) X Applicant petitions for an extension of time under 37 CFR 1.136 (fees: 37 CFR 1.17(a)-(d) for the total number of months checked below:

Extension (months)	Fee for other than small entity	Fee for small entity
<u> </u> one month	\$ 120.00	\$ 60.00
<u>X</u> two months	\$ 450.00	\$225.00
<u> </u> three months	\$ 1020.00	\$510.00
<u> </u> four months	\$1,590.00	\$795.00
<u> </u> fifth month	\$2,160.00	\$1,080.00

Fee \$450.00

If an additional extension of time is required please consider this a petition therefor.
(check and complete the next item, if applicable)

- An extension for months has already been secured and the fee paid therefor of
\$ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$0.00

OR

(b) - Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

Page 2 of 4

FEE FOR CLAIMS

4. The fee for claims (37 CFR 1.16(b)-(d)) has been calculated as shown below:

(Col. 1)	(Col. 2)	(Col. 3)	SMALL ENTITY			OTHER THAN A SMALL ENTITY
CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOREXTRA	PRESENT ADDIT. RATE	FEE	OR	RATE	ADDIT. FEE
TOTAL 7	MINUS 23	= 0	x 9= \$0.00		x18=	\$0.00
INDEP. 1	MINUS 1	= 0	x 42= \$0.00		x84=	\$0.00
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM			+140= \$0.00		+280=	\$0.00
			TOTAL ADDIT. FEE \$		OR FEE	TOTAL ADDIT. \$0.00

If the entry in Col. 1 is less than entry in Col. 2, write "0" in Col. 3.

If the "Highest No. Previously Paid For" IN THIS SPACE is less than 20, enter "20".

If the "Highest No. Previously Paid For" IN THIS SPACE is less than 3, enter "3".

The "Highest No. Previously Paid For" (Total or Indep.) is the highest number found in the appropriate box in Col. 1 of a prior amendment or the number of claims originally filed.

WARNING:

"After final rejection or action (p 1.113) amendments may be made cancelling claims or complying with any requirement of form which has been made." 37 CFR p 1.116(a) (emphasis added).

(complete (c) or (d) as applicable)

- (c) ☐ No additional fee for claims is required.

OR

- (d) ☒ Total additional fee for claims required \$ 450.00

FEE PAYMENT

5. ☐ Attached is a check in the sum of \$0.00.
- ☒ Charge Account No. 19-0079 the sum of \$ 450.00.
- A duplicate of this transmittal is attached.

FEE DEFICIENCY

NOTE: If there is a fee deficiency and there is no authorization to charge an account, additional fees are necessary to cover the additional time consumed in making up the original deficiency. If the maximum, six-month period has expired before the deficiency is noted and corrected, the application is held abandoned. In those instances where authorization to charge is included, processing delays are encountered in returning the papers to the PTO Finance Branch in order to apply these charges prior to action on the cases. Authorization to charge the deposit account for any fee deficiency should be checked. See the Notice of April 7, 1986, (1065 O.G. 31-33).

6. X If any additional extension and/or fee is required, charge Account No. 19-0079

☒ If any additional fee for claims is required, charge Account No. 19-0079



SIGNATURE OF ATTORNEY

Reg. No.: 35,985

Arlene J. Powers

Type or print name of attorney

Tel. No.: (617) 426-9180
Extension 110

Gauthier & Connors LLP

225 Franklin Street, Suite 3300

P.O. Address

Boston, Massachusetts 02110

File No.6360

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Macino et al. **GROUP:** 1636
SERIAL NO: 09/913,878 **EXAMINER:** Celine X. Qian
FILED: January 23, 2002
FOR: ISOLATION AND CHARACTERIZATION OF A
N. CRASSA SILENCING GENE AND USES THEREOF

Mail Stop Amendment
Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

AMENDMENT

In response to the Office Action mailed May 5, 2004 please amend the above-identified application as indicated on the attached sheets.